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Date: November 9, 2004

Signed: Theresa Warras

PATENT Customer No. 22,852 Attorney Docket No. 04853.0112

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re A	Application of:	
Takuid	chi ARAI	) ) Confirmation No.: 6544
Applic	eation No.: 10/798,432	) Confirmation No.: 6544 ) ) Group Art Unit: 1746
Filed:	March 12, 2004	) Croup Art Orlit. 1740 ) Examiner: Stephen J. Kalafut
For:	PROTON CONDUCTING MATERIAL, PROTON CONDUCTING MEMBRANE, AND FUEL CELL	) ) ) )

## Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached listing. This Information Disclosure Statement is being filed, to the undersigned's knowledge, before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached. Applicant respectfully requests that the Examiner consider the listed documents and indicate that consideration by making appropriate notations on the attached form.

In lieu of a statement of relevance or translation of the non-English documents,

Applicant encloses an English language version of an office action dated October 4,

2004, from the German Patent and Trademark Office relating to a corresponding

application that cites these documents and sets forth their relevance.

This submission does not represent that a search has been made or that no better

art exists and does not constitute an admission that each or all of the listed documents

are material or constitute "prior art." If the Examiner applies any of the documents as

prior art against any claims in the application and Applicant determines that the cited

documents do not constitute "prior art" under United States law, Applicant reserves the

right to present to the office the relevant facts and law regarding the appropriate status of

such documents.

Applicant further reserves the right to take appropriate action to establish the

patentability of the claimed invention over the listed documents, should one or more of

the documents be applied against the claims of the present application.

If there is any additional fee due in connection with the filing of this Statement,

please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,

GARRETT & DUNNER, L.L.P.

Dated: November 9, 2004

John Y. Pfeifer

Reg. No. 52,120

By:

		6	TPE	<u>.</u>		
IDS Form PTO/S	B/08: Substitute for form	n 1449A/PTO	100 0 g. 2004	Co.	omplete if Known	
		/~'		pplication Number	10/798,432	
INF	ORMATION D	ISCLOS	BF &	Filing Date	Marcn 12, 2004	
STA	TEMENT DV	ABBLICA	A RADENT	First Named Inventor	Takuichi ARAI	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT PRADE			1141	Art Unit	1746	
(Use as many sheets as necessary)				Examiner Name	Stephen J. Kalafut	
Sheet	1	of	1	Attorney Docket Number	04853.0112	

	U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS						
Examiner	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where		
Initials		Number-Kind Code <sup>2</sup> (if known)			Relevant Passages or Relevant Figures Appear		
		US-2002/0094466 A1	07-18-2002	Kerres et al.			
		US-					
		US-					
	-	US-			**		
	·	US-			1.07-1.00		
		US-					

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

	FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>	
		DE 199 19 881 A 1	11-02-2000	, , , , , , , , , , , , , , , , , , , ,		No	
		WO 00/74827 A2	12-14-2000			Abstract only	

	NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>		
		Official Letter as issued by the German Patent and Trademark Office	Yes		

Examiner	Date	
Signature	Considered	